

## ARIZONA COMMISSION FOR POSTSECONDARY EDUCATION

## EXECUTIVE ORDER NO. 91-13

WHEREAS, the requirements of the Federal Higher Education Act of 1965, as amended, have been substantially modified since the adoption of Executive Order No. 88-23; and

WHEREAS, the language of Executive Order No. 88-23 is significantly outdated in light of subsequent amendments to the Federal Higher Education Act of 1965; and

WHEREAS, it is advantageous to all sectors of postsecondary education in the State of Arizona for this State to continue receiving the assistance made available under applicable programs established pursuant to the Federal Higher Education Act of 1965;

NOW, THEREFORE, pursuant to the authority vested in me as Governor and Chief Executive Officer of the State of Arizona, IT IS HEREBY ORDERED as follows:

1. The Arizona Commission for Postsecondary Education as presently constituted under Executive Order No. 88-23 is hereby terminated, and Executive Order No. 88-23 is hereby suspended by this Order, and the force and effect of said Executive Order is hereby rescinded.
2. The Arizona Commission for Postsecondary Education shall be reestablished as an advisory council to the Governor of the State of Arizona, and its composition and membership shall be as follows:
  - a. The Commission shall be composed of not more than 14 members who shall represent the institutions of higher education in this State, including community colleges, proprietary institutions, and independent colleges and universities; other providers of postsecondary education services; students and the general public of this State. The Executive Assistant to the Governor for Education and the Executive Director of the Arizona Board of Regents shall serve as ex-officio voting members of the commission.

- b. Commission members shall be appointed by the Governor and shall serve for a term of three years, except that the original 12 members appointed by the Governor pursuant to this Executive Order shall serve staggered terms as follows: 4 members shall serve for three years; 4 members shall serve for two years; and 4 members shall serve for one year.
  - c. The Chairman of the Commission shall be appointed by the Governor and shall be selected from the commission membership to serve for a term of one year or longer at the discretion of the Governor.
  - d. Members of the Commission shall receive no compensation for their services, but shall be reimbursed to the extent provided by law for actual and necessary travel expenses incurred in the performance of their duties.
  - e. The Commission shall meet at the call of the Chairman or a majority of the Commission members, but at least three times a year.
3. The Arizona Commission for Postsecondary Education shall have the following responsibilities:
- a. In conjunction with other boards and agencies having jurisdiction over postsecondary educational institutions, the Commission shall conduct studies and comprehensive planning for promoting more effective and efficient administration of financial assistance made available under applicable programs identified in Section 1203 of the Higher Education Act of 1965, as amended.
  - b. In accordance with Section 1203 of the Higher Education Act of 1965, as amended, the Commission, in conducting comprehensive planning activities shall:
    - (i) Consider the relation between State administration of each applicable federal financial assistance program, and administration of similar State programs or processes;

- (ii) Encourage State policies designed to consider effects of changing enrollments on all sectors of postsecondary education in the State;
  - (iii) Consider the postsecondary education needs of unserved and underserved individuals within the State, including individuals beyond the traditional college age; and
  - (iv) Consider the resources of institutions, organizations, or agencies (both public and private) within the State capable of providing postsecondary educational opportunities in the State.
- c. Provide information to the public about postsecondary educational opportunities in Arizona.
4. The Guaranteed Student Loan Program, for the purpose of designating guarantors for student loan programs in Arizona under Part B of Title IV of the Federal Higher Education Act of 1965, as amended, will be administered by the Department of Administration.
  5. The Arizona Commission for Postsecondary Education shall be under the general supervision of the Governor of the State of Arizona. The ongoing staff functions of the Commission will continue to be housed and administered by the Board of Regents agency. The Commission shall also have authority to contract on behalf of the State of Arizona and may accept grants from the federal or state governments, or their agencies, or from any local governmental unit or public or private agency to carry out the functions and purposes of this Order.
  6. The Arizona Commission on Postsecondary Education is designated to administer the applicable programs identified under Section 1203 of the Higher Education Act of 1965, as amended. The Commission is furthermore designated to be responsible for administering the Federal Student Assistance Program authorized under Title V, Part E of the Higher Education Act of 1965, as amended, and for supervision of the Guaranteed Student Loan Program under Title IV, Part B of the Higher Education Act of 1965, as amended, and as directed by the Department of Administration and/or designee.

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IN WITNESS WHEREOF, I have  
hereunto set my hand and caused  
to be affixed the Great Seal of  
the State of Arizona.

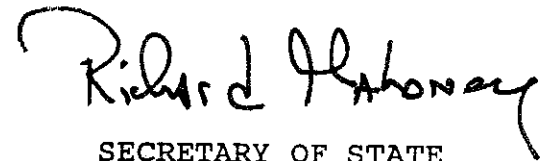


G O V E R N O R



DONE at the Capitol in Phoenix  
on this 17<sup>th</sup> day of September  
in the Year of Our Lord One  
Thousand Nine Hundred and  
Ninety-One and of the  
Independence of the United  
States of America the Two  
Hundred and Fifteenth

ATTEST:



SECRETARY OF STATE

/jvn